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10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**
12

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 vs.

16 MICHAEL RICHARD LYNCH AND
STEPHEN KEITH CHAMBERLAIN

17 Defendants.
18

CASE NO. 3:18-cr-00577-CRB

**Declaration of Gary S. Lincenberg in
Opposition to United States' Motion for
Foreign Depositions under Rule 15**

Date: November 1, 2023

Time: 1:30 p.m.

Place: Courtroom 6

Assigned to Hon. Charles R. Breyer

DECLARATION OF GARY S. LINCENBERG

I, Gary S. Lincenberg, declare as follows:

1. I am an active member of the Bar of the State of California and a Principal with Bird, Marella, Boxer, Wolpert, Nessim, Drooks, Lincenberg & Rhow PC, attorneys of record for Defendant Stephen Keith Chamberlain in this action. I make this Declaration in opposition to the United States' Motion for Foreign Depositions under Rule 15 of the Federal Rules of Criminal Procedure. Except for those matters stated on information and belief, I make this Declaration based upon personal knowledge and, if called upon to do so, I could and would so testify.

2. Through my review of discovery, transcripts of the *Hussain* trial, and transcripts of the parallel U.K. civil trial, I have seen documents and testimony that Mr. Chamberlain sat in Autonomy's Cambridge offices. I have seen no documents or testimony suggesting that Mr. Chamberlain had much interaction with Marc Geall.

3. Attached as **Exhibit 1** is a true and correct copy of an excerpt of Marc Geall's testimony during the *United States v. Hussain* proceeding.

4. Attached as **Exhibit 2** is a true and correct copy of an excerpt of an Autonomy cash flow report, which was produced by the Government in discovery using the Bates identifier HP-SEC-00006892.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, and that I executed this Declaration on October 13, 2023, at Los Angeles, California.

/s/Gary S. Lincenberg
Gary S. Lincenberg